



# CITY COUNCIL

CITY AND COUNTY OF HONOLULU  
HONOLULU, HAWAII

No. 10-132, CD1, FD1 (A)

(Donohue)

## RESOLUTION

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### FILLING A VACANCY IN THE OFFICE OF COUNCILMEMBER FOR COUNCIL DISTRICT IV.

WHEREAS, councilmember Charles Djou was elected in November of 2006 to serve a four-year term from January 2, 2007 to January 2, 2011; and

WHEREAS, effective May 25, 2010, councilmember Charles Djou resigned from office in order to serve as Representative for Hawaii's First Congressional District, to which he was elected at a special election held on May 22, 2010; and

WHEREAS, as a result of councilmember Djou's resignation, a vacancy exists in the office of councilmember for Council District IV, the unexpired term of which is less than one year; and

WHEREAS, Section 3-105(a) of the Revised Charter of the City and County of Honolulu 1973 (2000 Edition) ("revised charter") states that:

"A vacancy in the office of any councilmember shall be filled in the following manner:

(a) If the unexpired term is less than one year, the remaining members of the council shall elect a successor with requisite qualifications to fill the vacancy for the unexpired term. Vacancies shall be filled only at a regular meeting of the council after reasonable notice of intent to fill the vacancy has been given to all remaining members of the council by the presiding officer. Should the council fail to fill any vacancy within thirty days after its occurrence, the mayor shall appoint a successor to fill the vacancy for the unexpired term."

WHEREAS, Section 3-104 of the revised charter provides that in order to be eligible for election or appointment to the council, "a person must be a duly qualified elector of the council district from which the person seeks to be elected or appointed"; and

WHEREAS, via a press release dated May 24, 2010, reasonable notice of the intent to fill the vacancy has been given to all of the remaining members of the council by the chair and presiding officer of the council; and



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WHEREAS, the remaining members of the city council wish to fill the vacancy created by the resignation of councilmember Djou by electing someone to serve for the remainder of the unexpired term; now, therefore,

BE IT RESOLVED by the Council of the City and County of Honolulu that it finds that Lee Donohue is a duly qualified elector of Council District IV and is hereby elected to fill the council vacancy for Council District IV; and

BE IT FINALLY RESOLVED that Lee Donohue shall serve for the term which expires on January 2, 2011.

INTRODUCED BY:

Todd Apo

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DATE OF INTRODUCTION:

May 27, 2010  
Honolulu, Hawaii

Councilmembers

CITY COUNCIL  
CITY AND COUNTY OF HONOLULU  
HONOLULU, HAWAII  
C E R T I F I C A T E

**RESOLUTION 10-132, CD1, FD1  
(VERSION A)**

Introduced: 05/27/10 By: TODD APO

Committee: EXECUTIVE MATTERS  
AND LEGAL AFFAIRS

Title: RESOLUTION FILLING A VACANCY IN THE OFFICE OF COUNCILMEMBER FOR COUNCIL DISTRICT IV.

Links: [RES10-132](#)  
[RES10-132, CD1, FD1 \(VERSION A\)](#)  
[CR-170](#)

EXECUTIVE MATTERS AND LEGAL AFFAIRS	06/03/10	CR-170 – RESOLUTION REPORTED OUT OF COMMITTEE FOR ADOPTION AS AMENDED IN <u>CD1</u> FORM.
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NOTE: EFFECTIVE MAY 25, 2010, COUNCILMEMBER CHARLES DJOU,  
REPRESENTING COUNCIL DISTRICT IV, RESIGNED FROM OFFICE. (Refer to  
Communication CC-99)

COUNCIL	06/09/10	NOTE: RESOLUTION 10-132, CD1, FD1 VERSIONS B, C AND E WERE CONSIDERED. RESOLUTION 10-132, CD1 FD1 VERSION D POSTED ON THE AGENDA WAS NOT CONSIDERED.
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RESOLUTION AMENDED TO FD1 (VERSION A).

ANDERSON	Y	APO	Y	CACHOLA	Y	DELA CRUZ	Y	GARCIA	Y
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KOBAYASHI	Y	OKINO	Y	TAM	Y
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CR-170 AND RESOLUTION 10-132, CD1, FD1 (VERSION A) WERE ADOPTED.

ANDERSON	Y	APO	Y	CACHOLA	Y	DELA CRUZ	Y	GARCIA	Y
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KOBAYASHI	Y	OKINO	Y	TAM	Y
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I hereby certify that the above is a true record of action by the Council of the City and County of Honolulu on this RESOLUTION.

  
BERNICE K. N. MAU, CITY CLERK

  
TODD K. APO, CHAIR AND PRESIDING OFFICER